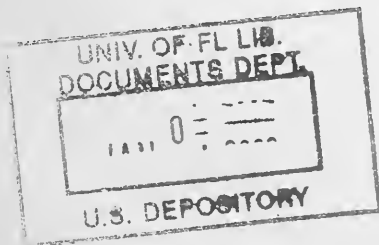


NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO
CODE OF FAIR COMPETITION
FOR THE
LUMBER AND TIMBER
PRODUCTS INDUSTRY

AS APPROVED ON NOVEMBER 27, 1934



UNITED STATES
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Approved Code No. 9—Amendment No. 25

AMENDMENT TO CODE OF FAIR COMPETITION

FOR THE

LUMBER AND TIMBER PRODUCTS INDUSTRY

As Approved on November 27, 1934

ORDER

APPROVING AMENDMENT OF CODE OF FAIR COMPETITION FOR THE LUMBER AND TIMBER PRODUCTS INDUSTRY

An application having been duly made pursuant to and in full compliance with the provisions of Title I, of the National Industrial Recovery Act, approved June 16, 1933, for approval of an Amendment to a Code of Fair Competition for the Lumber and Timber Products Industries, and hearings having been duly held thereon and the annexed report on said amendment, containing findings with respect thereto, having been made and directed to the President:

NOW, THEREFORE, on behalf of the President of the United States, the National Industrial Recovery Board, pursuant to authority vested in it by Executive Orders of the President, including Executive Order No. 6859, and otherwise; does hereby incorporate, by reference, said annexed report and does find that said amendment and the Code as constituted after being amended comply in all respects with the pertinent provisions and will promote the policy and purposes of said Title of said Act, and does hereby order that said amendment be and it is hereby approved, and that the previous approval of said Code is hereby amended to include an approval of said Code in its entirety as amended.

NATIONAL INDUSTRIAL RECOVERY BOARD,
By W. A. HARRIMAN, *Administrative Officer*.

Approval recommended:

W. P. ELLIS,
Division Administrator.

WASHINGTON, D. C.,
November 27, 1934.

REPORT TO THE PRESIDENT

The PRESIDENT,
The White House.

SIR: On August 19, 1933, you approved a Code of Fair Competition for the Lumber and Timber Products Industries.

This is a report on Lumber Code Authority Amendment Number 88, the public hearing on which was conducted in Washington, D. C., beginning on April 3, 1934, in accordance with the provisions of the National Industrial Recovery Act.

The Amendment contemplates the revision of portions of fair trade practices embodied in Schedule "B" of the Lumber and Timber Products Industries Code.

The fair trade practices which are included in this Amendment are similar to those included in other Codes, and it is believed by the Code Authority and the Deputy Administrator that their adoption will result in more ethical business relations in the Lumber Industry.

The Deputy Administrator in his final report to us on said Amendment to said Code having found as herein set forth and on the basis of all the proceedings in this matter;

We find that:

(a) The Amendment to said Code and the Code as amended are well designed to promote the policies and purposes of Title I of the National Industrial Recovery Act including the removal of obstructions to the free flow of interstate and foreign commerce which tend to diminish the amount thereof, and will provide for the general welfare by promoting the organization of industry for the purpose of cooperative action among trade groups, by including and maintaining united action of labor and management under adequate governmental sanction and supervision, by eliminating unfair competitive practices, by promoting the fullest possible utilization of the present productive capacity of industries, by avoiding undue restrictions of productions (except as may be temporarily required), by increasing the consumption of industrial and agricultural products through increasing purchasing power, by reducing and relieving unemployment, by improving standards of labor, and by otherwise rehabilitating industry.

(b) The Code as amended complies in all respects with the pertinent provisions of said Title of said Act, including without limitation Subsection (a) of Section 3, Subsection (a) of Section 7 and Subsection (b) of Section 10 thereof.

(c) The Code empowers the Code Authority to present the aforesaid Amendment on behalf of the industry as a whole.

(d) The Amendment and the Code as amended are not designed to and will not permit monopolies or monopolistic practices.

(e) The Amendment and the Code as amended are not designed to and will not eliminate or oppress small enterprises and will not operate to discriminate against them.

(f) Those engaged in other steps of the economic process have not been deprived of the right to be heard prior to approval of said Amendment.

For these reasons, therefore, we have approved this Amendment to this Code.

For the National Industrial Recovery Board:

W. A. HARRIMAN,
Administrative Officer.

NOVEMBER 27, 1934.

AMENDMENT TO CODE OF FAIR COMPETITION FOR THE LUMBER AND TIMBER PRODUCTS INDUSTRIES

Amend Schedule "B" by adding the following section:

SECTION 10. *General*.—(a) No person shall wilfully induce or attempt to induce the breach of any existing contracts between competitors and their agents and their customers by any false or deceptive means, or interfere with or obstruct the performance of any contractual duties or services by any such means, with the purpose and effect of hampering, injuring, or embarrassing competitors in their business.

(b) No person shall publish advertising (whether printed, radio, display, or of any other nature) which is misleading or inaccurate in any material particular, nor shall any person in any way misrepresent any goods (including but without limitation its use, trade mark, grade, quality, quantity, origin, size, substance, character, nature, finish, material, content, or preparation) or credit terms, values, policies, services, or the nature or form of the business conducted.

(c) No person shall defame a competitor by falsely imputing to him dishonorable conduct, inability to perform contracts, questionable credit standing, or by other false representation, or falsely disparage the grade or quality of his products or goods.

(d) No person shall imitate the trade marks, trade names, slogans, or other marks of identification of competitors, when such imitations have the tendency to mislead or deceive purchasers or prospective purchasers.

(e) No person shall represent in advertisements or otherwise, with the effect of misleading purchasers or distributors, that he is a manufacturer, owner, or operator of a mill or company producing an article of commerce, when such is not in fact the case.

Approved Code No. 9—Amendment No. 25.
Registry No. 313-1-06.

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